

REMARKS

In view of the following remarks, Applicants respectfully request reexamination of the present application.

The Examiner has provisionally rejected Claims 1-23, 82 and 83 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claims 47-68 of co-pending Application No. 10/210,597. The Examiner has also rejected Claims 1-3, 6-16, 29-35, 37, 38, and 82 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claims 1-27 and 30-34 of U.S. Patent No. 6,660,680 by Kudas et al.

The Examiner states that the Terminal Disclaimers filed on March 11 and April 2, 2004 have not been accepted. The Examiner states that the person who signed the Terminal Disclaimer is not recognized as being authorized to act on behalf of the Assignee. Attorney or agent, not of record, is not authorized to sign a Terminal Disclaimer in the capacity of attorney or agent acting in a representative capacity.

The current application is a continuation-in-part application of U.S. Patent Application No. 09/589,710, which is a continuation-in-part of U.S. Patent Application Serial No. 09/532,917, now U.S. Patent No. 6,660,680. Attached in Exhibit A is an Assignment of the foregoing parent application through the current assignee of the present application. Further, attached in Exhibit B is a Power of Attorney executed in favor of the undersigned representative on behalf of the Assignee.


Based on the foregoing, it is respectfully submitted that undersigned representative is a duly authorized representative of the Assignee in accordance with 37 C.F.R. § 1.34(a).

Applicants respectfully request entry of the previously submitted Terminal Disclaimers. It is not believed that any fees are owed with respect to this Response, however, any such fees can be charged to Deposit Account No. 50-1419.

Applicants believe that all pending claims are in condition for allowance and such disposition is respectfully requested. In the event that a telephone conversation would further prosecute and or expedite allowance, the Examiner is invited to contact the undersigned.

Respectfully submitted,

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